




IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ANTTILA Examiner: Loo, J.
Serial No.: 10/743,207 Group Art Unit: 2609
Filed: December 22, 2003 Docket No.: NKO.022.A1
Allowed: October 15, 2007 Confirmation No.: 6888
Title: DATA PACKET TRANSFER RESTRICTIONS IN PACKET-SWITCHED
DATA TRANSMISSION

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this communication is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 26, 2007.

By: 
Rennae Johnson

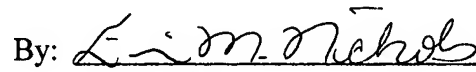
MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet
- ☒ Please charge Deposit Account No. 50-3581 (NKO.022.A1) the amount of \$1,740.00 (\$1440.00 for the Issue Fee and \$300.00 for the Publication Fee).
- ☒ Part B-Issue Fee Transmittal
- ☒ Comments on Statement of Reasons for Allowance (2 pages)
- ☒ 1 Return Postcard
- ☒ If appropriate, charge Deposit Account No. 50-3581 (NKO.022.A1) for any fee deficiency or overage.

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By: 
Name: Erin M. Nichols
Reg. No.: 57,125

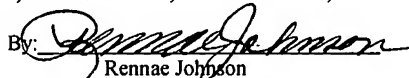


PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Anttila	Examiner:	Loo, J.
Serial No.:	10/743,207	Group Art Unit:	2609
Filed:	December 22, 2003	Docket No.:	NKO.022.A1
Title:	Data Packet Transfer Restrictions in Packet-Switched Data Transmission		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the papers, as described hereinabove, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 26, 2007.

By: 
Rennae Johnson

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

MAIL STOP ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Communication addresses the Examiner's Statement of Reasons for Allowance dated October 15, 2007. In the Reasons for Allowance, the Examiner identified specific features of the claimed invention that are not taught or suggested by the cited prior art, namely, acknowledgement from a link control layer and intermission of data transmission until the link control layer acknowledges the receipt of a certain number of data units from a radio link layer. Applicant notes that the Examiner did not address whether the cited prior art teaches, or fails to teach, other features of the allowed claims. Rather, the Examiner identified the aforementioned particular features of selected claims that the cited prior art clearly fails to teach or suggest. The Examiner's language is silent with respect to other features and recitations of the allowed claims. Although the Examiner did not suggest that the cited prior art teaches all other limitations of the allowed claims, Applicant clarifies for the record that any such interpretation of the Reasons for Allowance would be incorrect and impermissible. Applicant respectfully submits that the allowed claims may include other recitations, not identified by the Examiner as being taught by the cited prior art, which are neither described nor suggested by the prior art.

Accordingly, to the extent that the Reasons for Allowance may imply that the claimed invention was allowed due to the failure of the cited prior art to disclose only the aforementioned

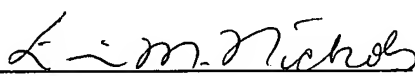
claim recitations, Applicant disputes any such implication. For example, if the particular distinguishing features identified in the Reasons for Allowance were indeed found to be associated with a particular prior art reference of record, the claimed invention would not be rendered anticipated under 35 U.S.C. § 102 as the claimed invention includes numerous limitations not addressed in the Reasons for Allowance. With respect to obviousness under 35 U.S.C. § 103(a), the rigors of establishing *prima facie* obviousness include a showing that the prior art teaches all of the claim limitations, as well as a legally appropriate showing of motivation to modify or combine references to arrive at the claimed invention and a reasonable expectation of success. Further, with regard to limitations cited in the Reasons for Allowance that are not present in one or more other allowed claims, Applicant contests any implication that these other allowed claims are subject to limitations cited in the Reasons for Allowance that are not expressly set forth in the other allowed claims. If there is disagreement on the part of the Examiner, Applicant invites the Examiner to address Applicant's remarks presented herein.

In view of the Examiner's allowance of all pending claims, the comments provided herein are not provided in an effort to distinguish the pending claims from the prior art. Rather, these comments are provided to make clear that Applicant does not acquiesce that other features and recitations of the allowed claims are necessarily described or suggested by the cited prior art, if such an inference could reasonably be drawn. It is respectfully submitted that Applicant has not intended to narrow, nor has Applicant narrowed, the breadth of the allowed claims through the explanatory comments provided herein.

Respectfully submitted,

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Date: November 26, 2007

By: 
Erin M. Nichols
Reg. No. 57,125

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**
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10/15/2007

Hollingsworth & Funk, LLC
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<u>Rennae Johnson</u>	(Depositor's name)
<u>Rennae Johnson</u>	(Signature)
<u>November 26, 2007</u>	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/743,207

12/22/2003

Hannu Juhani Anttila

KOLS-077PA

6888

TITLE OF INVENTION: DATA PACKET TRANSFER RESTRICTIONS IN PACKET-SWITCHED DATA TRANSMISSION NKO. 022.A1

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1440	\$300	\$0	\$1740	01/15/2008
EXAMINER		ART UNIT	CLASS-SUBCLASS			
LOO, JUVENA W		2609	370-328000			
				11/29/2007	NGUYEN2 00000044 503581	10743207
				01 FC:1501	1440.00 DA	
				02 FC:1504	300.00 DA	

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- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
- HOLLINGSWORTH & FUNK, LLC

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Nokia Corporaton

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Espoo, Finland

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

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- ☐ A check is enclosed.
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- ☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 50-3581 (linked to this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Erin M. Nichols

Date

November 26, 2007

Typed or printed name

Erin M. Nichols

Registration No.

57,125

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